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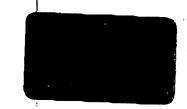
PAGE 82

## MINNESOTA DEPARTMENT OF PUBLIC SAFETY



## Bureau of Criminal Apprehension

1430 Maryland Avenue Best . Saint Paul, Minnesota 55106-2802 Phone: 551.793.7000 • Fax: 651,793,7001 • TTY: 651,282.6555 www.dps.state.rom.us/bca/



## AFFIDAVIT OF GLENN G. HARDIN

GLENN G. HARDIN, being first duly sworn, deposes and states that:

- I am the Toxicology Supervisor of the Minnesons Burken of Criminal Apprehension (BCA).
- As the Toxicology Supervisor, I oversee the breath testing, blood alcohol, and toxicology sections of the BCA.
- I am familiar with the BCA's practices of ordering Intoxilyzor 5000EN breath testing instruments from their manufacturer CMI, Inc., a Kentucky corporation, including the purchasing process, the instrument quality control testing process, and the Minnesota Administrative Procedure Apt approval process.
- The source code is written in assembly language and is kept at CMI Inc. in Owensboro, Kentucky. After the source code is completed, the source code is then compiled into a language that is readable by the Intoxilyzer 5000EN. The compiled code is then programmed onto the BPROM chips, which are installed into the Intoxilyzor 5000EN.
- The source code is not now, nor has it ever been, in the possession 5. of the BCA.
- CMI, inc. has never provided the BCA with the source code for the Intoxilyzer 5000 BN instrument.

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Page 1 of 2 EQUAL OFPORTUNITY EMPLOYER **验证证券** 

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FURTHER YOUR AFFIANT SAYETH NOT.

GLENN G. HARDIN

Subscribed and swom to before me this Aday of

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